

## Case Information

1455192 | PEO VS LUNA, ANTHONY RAY

Case Number	Court	Judicial Officer
1455192	Criminal	Freeland, John D
File Date	Case Type	Case Status
03/06/2013	Converted Criminal	Closed
	FEL-MISD-INF	

## Party

Plaintiff  
THE PEOPLE OF THE STATE OF CALIFORNIA

Defendant  
LUNA, ANTHONY RAY  
  
DOB  
XX/XX/XXXX

Inactive Attorneys ▼  
Lead Attorney  
PUBLIC DEFENDER  
Retained

Work Phone  
2095254200

## Charge

Charges  
LUNA, ANTHONY RAY

	Description	Statute	Level	Date
001	VC23152(a)-M- DRIVING UNDER INFLUENCE OF ALCOHOL/DRUGS	23152(a)	Misdemeanor	02/03/2013
002	VC23152(b)-M- DRIVING UNDER INFLUENCE OF ALCOHOL/DRUGS	23152(b)	Misdemeanor	02/03/2013

## Disposition Events

05/01/2013 Plea ▼

1 VC23152(b)-M-DRIVING UNDER INFLUENCE OF NOLO  
ALCOHOL/DRUGS

05/01/2013 Disposition ▼

001 VC23152(a)-M-DRIVING UNDER Dism: Other Dismissal  
INFLUENCE OF ALCOHOL/DRUGS

05/01/2013 Disposition ▼

002 VC23152(b)-M-DRIVING UNDER Nolo by Plea  
INFLUENCE OF ALCOHOL/DRUGS

05/01/2013 Sentenced ▼

001 VC23152(a)-M-DRIVING UNDER Sentenced  
INFLUENCE OF ALCOHOL/DRUGS

002 VC23152(b)-M-DRIVING UNDER Sentenced  
INFLUENCE OF ALCOHOL/DRUGS

Adult Confinement

Type: Conversion-Default Jail

Start Date: 05/01/2013

Term Type: Confinement

Term: 2 Days

Comment: Jail Length: 2 Day(s) CTS (Credits, Jail): 1 Surrender Date:  
072413 RS1: \$140 PDF: \$100 SEC: \$40 CAF: \$30 Fine: \$1600 EMF: \$4  
Defendant Represented by Counsel : Y Total: \$1914.0

## Probation

Type: Informal Probation

Start Date: 05/01/2013

Term: 36 Months

## Status

Status	Date	Comment
Active	05/01/2013	

Comment: Informal: 36 Month(s) : Enroll and complete the Drinking Driver Program : Level 1

## Events and Hearings

02/04/2013 Own Recognizance
03/06/2013 Complaint
04/04/2013 Arraignment Hearing ▼
Original Type Arraignment Hearing
Hearing Time 8:30 AM
Result Completed Hearing
04/04/2013 Probation Order & Terms Form Print

05/01/2013 Pretrial ▼

Original Type  
Pretrial

Hearing Time  
8:30 AM

Result  
Pled

05/01/2013 Case Disposed

05/01/2013 Probation Sentenced

05/01/2013 Jail

07/09/2013 Electronic Disposition Reporting

08/19/2013 Notice of Completion/Notice of Compliance

11/13/2013 Notice of Completion/Notice of Compliance

06/04/2023 Purge Pending

**Financial**

No financial information exists for this case.

## Case Information

1496717 | PEO VS LUNA, ANTHONY RAY

Case Number	Court	
1496717	Criminal	
File Date	Case Type	Case Status
12/14/2015	Converted Criminal	Closed
	FEL-MISD-INF	

## Party

Plaintiff  
THE PEOPLE OF THE STATE OF CALIFORNIA

Defendant  
LUNA, ANTHONY RAY

DOB  
XX/XX/XXXX

## Charge

Charges  
LUNA, ANTHONY RAY

Description	Statute	Level	Date
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5/14/2019

Details

	Description	Statute	Level	Date
001	VC14601.5(a)- M-DRIVING WHEN PRIVILEGE SUSPENDED OR REVOKED FOR REFUSING CHEMICAL TEST OR DRIVING WIT	14601.5(a)	Misdemeanor	11/14/2015

## Disposition Events

02/22/2016 Plea ▼

1	VC14601.5(a)-M-DRIVING WHEN PRIVILEGE SUSPENDED OR REVOKED FOR REFUSING CHEMICAL TEST OR DRIVING WIT	NOLO
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02/22/2016 Disposition ▼

001	VC14601.5(a)-M-DRIVING WHEN PRIVILEGE SUSPENDED OR REVOKED FOR REFUSING CHEMICAL TEST OR DRIVING WIT	Nolo by Plea
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02/22/2016 Sentenced ▼

001	VC14601.5(a)-M-DRIVING WHEN PRIVILEGE SUSPENDED OR REVOKED FOR REFUSING CHEMICAL TEST OR DRIVING WIT	Sentenced
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Converted Disposition

CAF: 35 \$

Converted Disposition

SEC: 40 \$

Converted Disposition

Fine: 150 \$

Converted Disposition

Total: 225.0 \$

## Events and Hearings

12/14/2015 Complaint

12/14/2015 Own Recognizance

01/20/2016 Arraignment Hearing ▼

Original Type  
Arraignment Hearing

Hearing Time  
8:30 AM

Result  
Completed Hearing

02/22/2021 Purge Pending



STANISLAUS COUNTY SUPERIOR COURT  
STATE OF CALIFORNIA

FILED

2013 MAR -6 PM 1:59

CLERK OF THE SUPERIOR COURT  
COUNTY OF STANISLAUS

BY

DEPUTY

THE PEOPLE OF THE STATE OF CALIFORNIA, )

vs. )

ANTHONY RAY LUNA )

(DOB: 01/25/1992) )

(JAIL CITE) )

Booking No. 1320063 )

DEFENDANT(S) )

No. 1455192 )

303033 )

State of California )

County of Stanislaus ) ss.

COMPLAINT -- CRIMINAL

CPD 0213000614

On MARCH 6, 2013, R. SOUZA, STANISLAUS COUNTY DISTRICT ATTORNEY complains and alleges, upon information and belief, that said defendant did commit the following crime in the County of Stanislaus, State of California.

**COUNT I:** On or about FEBRUARY 3, 2013, defendant(s) did commit a misdemeanor, DRIVING WHILE UNDER THE INFLUENCE OF ALCOHOL, violation of Section 23152(a) of the California Vehicle Code, in that the defendant(s) did willfully and unlawfully drive a vehicle while under the influence of an alcoholic beverage.

**COUNT II:** On or about FEBRUARY 3, 2013, defendant did commit a misdemeanor, DRIVING WITH BLOOD ALCOHOL LEVEL OF 0.08% OR ABOVE, violation of Section 23152(b) of the California Vehicle Code, in that the defendant did willfully and unlawfully drive a vehicle while having 0.08 percent or more, to wit, .11/.12% by weight, of alcohol in his\* blood.

BMH/dc

All of which is contrary to law in such cases made and provided, and against the peace and dignity of the People of the State of California.

Said Complaint therefore prays that a warrant be issued for the arrest of said defendant(s) and that said defendant(s) be dealt with according to law.

I certify under penalty of perjury, at Modesto, California, that the foregoing is true and correct.

Dated: 3/6/13

RSouza  
Complainant

## PROBATION &amp; POST RELEASE SUPERVISION ORDER AND TERMS, SUPERIOR COURT, COUNTY OF STANISLAUS

DEFENDANT: LUNA, ANTHONY RAY

CASE #455192

DATE 5-1-13

OFFENSE: M VC 23152(A), M VC 23152(B)  
FELONY MISDEMEANOR

JUDGE Freeland REPORTER

DEPT 4

☐ POST RELEASE SUPERVISION PURSUANT TO PC 1170(h)(5)☐ FELONY PROBATION (FORMAL): IT IS ORDERED BY THE COURT that the ☐ IMPOSITION ☐ EXECUTION of sentence upon the Defendant be and the same is hereby suspended for a term of \_\_\_\_ years from the date hereof, during which time the Defendant is admitted to Probation and committed to the charge and supervision of the Probation Officer of said County of Stanislaus and of this Court during which time the Defendant SHALL:

SEE REVERSE SIDE FOR STANDARD TERMS AND NOTICE. ADDITIONAL TERMS OF PROBATION BELOW.

☒ MISDEMEANOR PROBATION: YOU ARE HEREBY PLACED ON 36 months ☐ FORMAL ☒ INFORMAL PROBATION

SEE REVERSE SIDE FOR STANDARD TERMS AND NOTICE. ADDITIONAL TERMS OF PROBATION BELOW.

☐ Restitution

1. Make full restitution in an amount and manner to be ordered by the Court as directed by the Court or the Probation Officer. File any and all financial disclosure forms as directed by the Court and the Probation Officer.

☐ a. Restitution to be paid through CSA.☒ b. Restitution stipulated in the amount of \_\_\_\_.☒ Drugs and Alcohol☐ Register as a controlled substance offender pursuant to H&S §11590.☐ 1. Do not use or possess any alcoholic beverages or be in or about any place of business where the primary item sold is alcoholic beverages for consumption on the premises.

2. Participate in alcohol and controlled substance testing as directed by the Probation Officer.

3. Participate in in-patient and/or out-patient alcohol and controlled substance treatment and counseling, including AA or NA, at the discretion of and as directed by the Probation Officer. The Probationer agrees to waive any credits while in a residential treatment program.

☐ 4. Participate in AIDS education pursuant to PC§ 1001.10. 2209 Coffee Rd., Suite A, Modesto, CA☐ 5. The Probation Officer is authorized to release the Probationer from custody for direct transfer to a residential treatment program.☒ 1. Do not drive with a measurable amount of alcohol in your blood. If arrested for a misdemeanor or felony offense for driving under the influence, do not refuse to submit to a chemical test for the purposes of determining blood alcohol content. Do not drive unless properly licensed and insured.

2. Enroll and complete the Drinking Driver Program

☒ Level 1 ☐ (12 hour) ☐ (Enhanced) ☐ Level 2☐ Domestic Violence

1. Enroll in and complete the 52 week Batterer's Treatment Program as directed by Probation.

2. Perform a period of 40 hours community service and make a payment of \$400 pursuant to PC §1203.097.

3. Do not harass, strike, threaten, assault (sexually or otherwise), follow, stalk, molest, destroy or damage personal property, disturb the peace, keep under surveillance, or block the movements of the protected persons named in any applicable Criminal Protective Order.

## Jail Time

Serve a period of 48 days (hrs.) in jail with credits of 1 days (hrs.) plus 0 days good and work credits, CC / CS to case(s) \_\_\_\_\_. Stayed to 5-1-13 at 4 AM (PM). Report to JAIL PSC / Department # \_\_\_\_.

I UNDERSTAND AND ACCEPT PROBATION/POST RELEASE SUPERVISION ON THE ABOVE TERMS.

Probationer's Signature \_\_\_\_\_ Date \_\_\_\_\_

Probationer's Address: 829 Kdlyg Oak Ct 95381 Modesto CA

☐ 4. Do not have any personal, electronic, telephonic or written contact, directly or through a third party, except an attorney of record, and do not come within 100 yards of the protected persons named in any applicable Criminal Protective Order.

5. Comply with the terms of any applicable family law Domestic Violence Restraining Orders and Criminal Protective Orders.

☐ Sexual Offender / AIDS Testing

1. Enroll in and complete sexual offender counseling at the discretion of and as directed by the Probation Officer.

☐ 2. Register as a sexual offender pursuant to PC§290.☐ 3. Pay a Victim Witness Assistance Fund fine pursuant to PC §288(e) in the amount of \$ \_\_\_\_.☐ 4. Submit to AIDS testing as directed by the Probation Officer.☐ 5. Do not be in the company of minor children unless a responsible adult approved by the Probation Officer is present.☒ Miscellaneous and other Informal Probation terms☒ Pay a criminal fine and PA of \$ 1600.☐ Submit person and vehicle to search anytime by any Peace Officer for ☐ stolen property ☐ drugs and paraphernalia ☐ other: \_\_\_\_\_.☐ Stay 100 yards away from: \_\_\_\_\_.☐ Do not drive unless properly licensed and insured.☐ Do not drive a motor vehicle unless equipped with an IID for a period of \_\_\_\_\_ months and show proof of installation by \_\_\_\_\_ in Room 140, the Clerk's Office.☐ Perform a period of \_\_\_\_\_ hours community service.☐ Enroll and complete Parenting Classes: \_\_\_\_\_.☐ Enroll and complete Anger Management: \_\_\_\_\_.☐ Take all mental health medications as prescribed by any health care professional.☐ Do not maintain a checking account or possess any blank or altered checks.☐ Comply with the Gang / Sex / Mental Health terms attached.☐ Register as an Arson Offender.☐ Other: \_\_\_\_\_.☐ PC 1170(h)(5) ☐ \_\_\_\_\_ months/years in custody☐ \_\_\_\_\_ months/years supervised release

People vs. LUNA, ANTHONY RAY

Defendant JUDGE FREELAND, JOHN D

Dept. 4

Charges M VC 23152(A), M VC 23152(B)

Clerk CERDA, DEBBIE

Reporter

Bailliff

Prob. Off.

PD / CF I / CF II / Def. Atty: Herrington

Def. present

NOT present

in custody

other case

parole

hold

by video

SP. APP. Ret. Apptd INTERP.

Lang:

Cert. / Non-Cert.

Sworn/Oath on file

Cert. of Unavail filed

Qualified/Good cause appt. beyond time allowed Waiver of cert. interp/Obj. to Non-cert.

Stip to Comm./Pro Tem EDR/Taped

TIME WAIVED 10/60 TIME NOT WAIVED 10 DAYS TOLLED Good Cause to Cont. Arb. Waiver PC 977 Waiver filed

NEXT APPEARANCE DATE:

TIME:

AM / PM

DEPT:

Def. ordered to appear / excused

OTHER APPEARANCE DATE:

TIME:

AM / PM

DEPT:

Def. ordered to appear / excused

OTHER APPEARANCE DATE:

TIME:

AM / PM

DEPT:

Def. ordered to appear / excused

NEXT APPEARANCE:

for POC

Case #

To be Set for VOP ARR/HRG

Fur Arr. Set JT CT

OR / Bail Rev.

Contested VOP

VOP re

Adm / Deny

Counseling

Jail

Comm. Serv.

Appt / Obt Co. FPT PX

MH Crt.

Prop 36

Drug Crt

Def. Jdmt 1 2 3

WI 3051

Dr's Report

CONREP Report

EOP PT RJT

TRC

Prob. Modif

Trail #

L&amp;M

VACATE

LNC NO COMPLAINT FILED

DA TO FILE BY NEXT DATE

REFER TO DA FOR AFF. / ARREST WARRANT

Assigned to Judge

Dept for all purposes. CCP 170.6 / 170.3 filed by Judge

Peo/Def. against

## TRIAL STATUS / MOTIONS / COUNSEL / ARRGN / PLEA / PROBATION VIOLATION

No dispo. matter confirmed/set for JT / PX / PT / L&amp;M / Contested VOP Time Estimate Min/Hrs/Days/Weeks. Mot(s). in Limine est. Hrs./Days

Motion of Court D.A. Prob. Defense Cont'd futh. inv. add'l disc. to ret. co.

People Defense Object No oppos. Motion is Granted Denied Continued Dropped

COUNSEL: Court appts PD CF I CF II Advised purs PC 987.8 Def. waives Co. Advised purs Fareta

Def. Co. declares conflict is discharged / relieved Disco. Tendered subs. in as Def. Co.

ARR. / PLEA: Amended Complaint Infor. Disc. Stip Lodged Filed Formal Arr. Waived Def. Arrgn'd. True name as charged

Complaint / Information amended on face to reflect:

Def. moves to change plea Defendant advised of Immig. Rts given and could result in deportation, exclusion or denial of naturalization

waives his Constitutional rights per Watson 23593 VC re VOP Adv. Priorable Def. enters a plea of GUILTY

NOLO CONTENDERE NOT GUILTY NOT GUILTY / NGI to Ct(s): M VC 23152(b) bac. 11/12

Peo. v. West as a lesser included / related offense to Ct(s) Harvey Waiver entered re Case / Ct(s)

Based upon plea of NOLO CONTENDERE, Court finds Defendant GUILTY of Ct(s) Viol. of prob. DROPPED

Court finds Def. has made an intelligent waiver of his rights; plea was freely and voluntarily made; and there is a factual basis for the plea.

Def. admits denies Priors Enh Sp / Refusal Alleg.

Stricken: Priors Enh Sp / Refusal Alleg. CASE / CT(S) BAL. DISM. / OJ / ISE

Refer to Prob. / Prop. 36 / Drug Ct. / MH Ct. to det. CTS for pre-plea / Sent. Rpt. Ind. Sent.

VOP: Def. admits/denies VOP Court finds Prob Cause Def. is / is NOT in VOP as alleged No VOP for plea in #

For FTA at: Court / Jail on Prob / Prop 36 / Counseling / Comm. Service / Lev I / II Use / poss. cont. sub.

Failure to: Pay Restitution Obey all laws Provide curr./change of address Re-refer / Re-enroll In Compliance

## DEFERRED JUDGMENT / DRUG COURT / PROP. 36 / DOMESTIC VIOLENCE REVIEW

Judgment Deferred pur. PC1000 Pend. Drug Court Completion Enroll in PC 1000.90 \$

Div. Admin. Fee \$ Show PROOF OF ENROLLMENT shown Cont'd to Show Proof of Completion Contact treatment provider

W/ days/hrs. Ref. to Drug Ct. / M.H. Ct. Granted as to Ct(s) Denied / Rejected Released purs. to Drug Ct. contract

Def. Jdmt rein/ext. mos. Re-ref. for Def. Jdmt. Def. Jdmt / Prop 36 / Drug Ct./MH Crt. success. completed. / inelig. / deleted terminated

Def. Jdmt / Prop 36 / Drug Ct. / MH Crt continued to pay fees for final review No new law viol., plea of GUILTY/NOLO set aside

Jail release to Prob. / BHRS / MH for entry into Jail please dress out Defendant for next appearance.

## SENTENCING / PRISON / PROBATION / POST RELEASE SUPERVISION

Report From: Prob. Waived re Sentencing CRC / Doctor(s) / VMRC / CONREP / Other Rec'd &amp; Consid'd Submit'd

IT IS ORDERED: PROB. / PRCS / MAND. SUPV. IS REMAINS GRANTED DENIED REV. REIN. MOD. TERM.

EXTENDED TO Prob. to prepare 1203c report. Def. is sentenced to State Prison:

Pursuant to 1170(h)(5)(A)/(B) to a total term of mths./yrs.; mths./yrs. county jail; mths./yrs. state; mandatory supervision

Execution Imposition of sentence is susp. Def. admitted to FORMAL INFORMAL probation for a period of 36 months

Add'l. conditions of prob./post release supvs. imposed as set forth and filed this date. As a condition precedent to being released to probation:

Def. shall serve a term of 48 hrs./days cs cc to: Total Days: days suspended Pend. Drug Ct. / Prob.

Def. awarded credits of days, plus days/good/work time credits; total of days Jail to determine credits.

Stay of execution granted ext'd until 1-24-13 at 4 AM / PM Surrender to Jail PSC Dept. #

FEES/FINES: PC 1202.4(b)/PC 1202.44/45 \$ 140 payable through Prob. DOC Revenue Recovery Prob. Mgt Fee up to \$50

Booking Fee \$88.26 Cite Fee \$10.00 Atty Fees \$ 100 payable through Revenue Recovery Fine \$ 600 with

\$ 40 CTS. Fine susp. Serve one day for each \$100 forthwith stayed until C.A.F. \$ 30 pursuant GC 70373

\$ Security Fee \$ PC 1203.097 PC 1463.07 Admin. Screen fee \$25.00 pay through Prob. Revenue Recovery

Submit to DNA/Testing pursuant to: PC 1202.6 / PC 1202.1 / PC 296 Def. given copy of PC 1202.6 test Retest at Pub. Health by

HS 11372.5 Lab Fee, w/pen. assess. \$135.00 HS 11372.7 Drug Ed. Fee \$150.00 \$70 AIDS Ed. Fee PC 1202.5 fine

Pay victim restitution [PC 1202.4(E)] of \$ to Appeal Rts given / waived

## 1368 PC / 3051 WI PROCEEDINGS

CRIM. PROC. Remain SUSP. REIN. RE PC 1368 / PC 1369(a) / WI 3051 Ref. to BHRS / Dr.(s)

Ref. to CONREP for exam &amp; rpt. VMRC DBHC for In-patient Comp. Restor. Prog. Including meds. SO trans. To DBHC / back to Court

Ref. for meds. eval. Court finds Def. Incompet. / Devel. Disabled / compet. Def. waives ref. to doctor and any irreg., all parties stip. to prov. of

WI 3051 &amp; Court finds Def. falls under prov. of WI 3051 Def. comm. to CRC / Napa / Atascadero / Patton for a max term of:

## BAIL / OR / BENCH WARRANT / ARREST WARRANT

Def. FTA Bail forf. In open court / OR revk'd Good cause not to forf. / not to revk OR / prob. \$75 fee for FTA

BENCH WARRANT ISSUED, day/night service Bail set at \$ Exonerated / Reduced / Increased to \$

Forf. set aside/bail rein. Pay \$50 admin. fee B/W stayed B/W RECALLED OR reinst. OSC issued OSC letter to issue

Do Not O.R./Cite Dropped from cal., B/W remains out Do not recalendar. \$ of bail applied toward fine. ARREST WARR.

## SPECIAL TERMS REGARDING OR / BAIL RELEASE / SENTENCING

Register pursuant to H&amp;S 11590 / PC 290 / PC 457.1 / PC 186.30 DO NOT drive unless properly licensed and insured.

DO NOT: Contact Annoy, harass, molest, strike, harm, phone, stalk, assault, disturb the peace of alleged victim except for peaceful / lawful child visitation.

DO NOT USE / POSSESS: alcohol drugs/drug paraph. Do not be in / about place where alcoh. is sold Shall not assoc.

w/ known users Submit your person, home, &amp; vehicle to search for alcohol drugs/drug paraph. firearms deadly weapons

stolen property Emer. Med. fee \$ 4 Hrs. community service

Attend AA / NA meetings times per week. Show proof to attend. at each court hearing.

CUSTODY: Defendant released on Bail OR PC 1320 advised Probation Mand. Supv. Parole PRCS Discharged this case

Bail currently set at \$ Def. remanded to the custody of the Sheriff to serve original sent. / VOP

for delivery to NKSP CCWF CRC Atascadero Napa Patton BUT NOT BEFORE

DEF. REPORT NOW / WITHIN BY 7 days of Release to Prob. BHRS Rev. Recov. Pub. Def. CF I / CF II Lev I / Lev II

Surrender date of is VACATED.

Hearing still pending, DO NOT TRANSPORT TO 2DCR

DA PD JAIL CF I CF II D.CO. DEF PROB BHRS REVREC L-2 MH INT M.CA CA DOC CRC CONREP BOND REPTR